

98CV05389-NG-ST;P

DLF
C/M

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

THE GUARDIAN LIFE INSURANCE
COMPANY OF AMERICA,

Plaintiff,

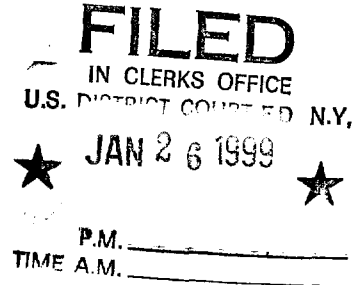
-against-

DIPAK NANDI, M.D.,

Defendant.

Docket No.: CV-98-5389 (NG)

CONSENT ORDER OF DISMISSAL



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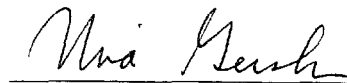
This matter, having been opened to the Court upon the joint application of Brian L. Greben, an attorney associated with John C. Weber, plaintiff The Guardian Life Insurance Company of America's Attorney of Record, and Hoffman Pollok & Pickholz, LLP, attorneys for defendant Dipak Nandi, M.D., and the Court having been appraised that the parties hereto have reached a full and final resolution and settlement of this civil action and having been further apprised that the parties' desire to dismiss with prejudice and without costs of this civil litigation, providing, however for the retention of jurisdiction for the purpose of enforcing this settlement, if necessary, and the Court having reviewed and considered all pleadings and proceedings in this matter to date, and good cause having existed for the entry of the within Order, it is on the 25th day of January, 1999:

ORDERED that this civil action be and the same is hereby dismissed with prejudice and without costs assigned to the parties; and it is further,

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ORDERED that the Court shall retain jurisdiction limited to any action or proceeding brought by any party seeking to enforce the terms and provisions of the Settlement Agreement and Mutual Release between the parties.

So Ordered:



Nina Gershon, U.S.D.J.

The undersigned Attorneys for the parties hereby consent to the form, content and entry of the within order of dismissal.



BRIAN L. GREBEN (BG 1572)

John C. Weber (JW 1603)

Attorney for Plaintiff

The Guardian Life Insurance
Company of America

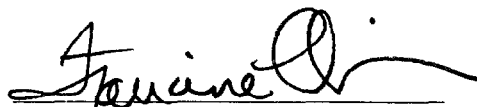
201 Park Avenue South

New York, New York 10003

(212) 598-1671

Dated:

1/6/99



FRANCINE MILLER

Hoffman Pollok & Pickholz LLP

Attorneys for Defendant

260 Madison Avenue

New York, New York 10016

(212) 679-2900

Dated:

1/15/99